IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA
C.W.P. No: 1015 of 2002

Judgment reserved on:19.6.2007

Date of decision: 19.7.2007

State of H.P. and others **Petitioners**

Versus

Punjab Singh **Respondent**

Coram

The Hon'ble Mr. Justice Deepak Gupta, J

The Hon'ble Mr. Justice V.K.Ahuja, J.

Whether approved for reporting?[1]

Mr.M.S.Chandel, Advocate General with Mr. R.M.Bisht, Deputy Advocate General, for the petitioners.

Mr. R.S.Gautam, counsel for the respondent.

Per Deepak Gupta, J.

This writ petition is being disposed of in light of the decision of date rendered in CWP No. 180 of 2001.

In this case the employee was engaged as daily waged beldar in the year 1972. He was regularised as beldar on 1.1.1994. He retired from government service on 31.8.2000. He has completed 6 years and 8 months on regular basis. However, his service of more than 21 years on daily wages has not been taken into account. If 50% of his service rendered on daily wages,

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[1] ***Whether the reporters of the local papers may be allowed to see the Judgment?***

i.e. 10 years and 6 months is taken into account, it is apparent that his total qualifying service will come to 17 years and 4 months. The petitioners are directed to treat this as his qualifying service, calculate the pension and pay to the employee accordingly. The arrears of pension and pension be released to the employee latest by 31st December, 2007. The petitioner-State shall also pay interest at the rate of 7 1/2% per annum from the date the pension fell due till date of deposit/payment of the same. The writ petition is disposed of in the aforesaid terms with no order as to costs.

(Deepak Gupta), J.

July 19, 2007(K) (V.K.Ahuja), J.